

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON

UNITED STATES OF AMERICA

v.

CRIMINAL NO. 2:05-00107

GEORGE M. LECCO
also known as "Porgy"

TWENTY-NINTH SUPPLEMENTAL RESPONSE OF THE UNITED STATES OF
AMERICA TO DEFENDANT'S STANDARD DISCOVERY REQUESTS, AND
REQUEST OF THE UNITED STATES FOR RECIPROCAL DISCOVERY

Pursuant to Rule 16 of the Federal Rules of Criminal Procedure, Rule 16.1(a) of the Local Rules of Criminal Procedure, and the Arraignment Order and Standard Discovery Request entered by the Court in this case on June 16, 2009, the United States of America, by counsel, herewith responds to each of defendant's Standard Discovery Requests as follows:

Request E: Permit the defendant to inspect and to copy or photograph books, papers, documents, data, photographs, tangible objects, building or places, or copies or portions of any of those items, if the item is within the government's possession, custody or control, and (i) the item is material to preparing the defense; (ii) the government intends to use the item in its case-in-chief at trial; or (iii) the item was obtained from or belongs to defendant. [Fed. R. Crim. P. 16(a)(1)(E)]

Response: Please find attached a memorandum of interview of Annette Plunk, prepared January 17, 2010.

Request H: Disclose to defendant all evidence favorable to defendant, including impeachment evidence, and allow defendant to inspect, copy or photograph such evidence.

Response: In her debriefing, Valerie Friend stated that on the night of Carla Collins burial Charles "Jake" Hatfield had a firearm

on the console of the van he was driving on Double Camp Road. In his interview of October 8, 2009, Hatfield denied having a firearm at the burial.

Approximately one month before Collins' body was found, Charles "Jake" Hatfield met with Sgt. A. S. Perdue on Double Camp Road near the burial site. Hatfield denied having any knowledge about Collins' disappearance.

In a meeting on October 14, 2009, Patricia Burton provided an explanation regarding her testimony at trial that she did not know whether Carla Collins and defendant Lecco had a sexual relationship. Burton explained that she believed the question she was being asked was whether just the two of them (Collins and Lecco) had a sexual relationship. Since Burton had not personally witnessed Collins and defendant Lecco having sex without her participation, she answered the question in the negative.

Request M: Provide notice to defendant of the government's intention to use evidence pursuant to Rule 12(b)(4)(B) of the Federal Rules of Criminal Procedure.

Response: The United States reserves the right to use all information and evidence disclosed herein or made available for inspection and copying pursuant to this Response and such information and evidence which may be discovered and finally provided to defendant.

REQUEST OF THE UNITED STATES FOR RECIPROCAL DISCOVERY

Pursuant to Rules 16.1(b) and 16.1(d) of the Local Rules of Criminal Procedure, the United States of America requests that defendant provide all applicable reciprocal discovery within 10 days of the service of this response and the provision of materials requested by defendant in the Standard Discovery Request.

Respectfully submitted,

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United States Attorney

s/R. Gregory McVey

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CERTIFICATE OF SERVICE

It is hereby certified that service of the foregoing "TWENTY-NINTH SUPPLEMENTAL RESPONSE OF THE UNITED STATES OF AMERICA TO DEFENDANT'S STANDARD DISCOVERY REQUESTS, AND REQUEST OF THE UNITED STATES FOR RECIPROCAL DISCOVERY" has been electronically filed and service has been made on opposing counsel by virtue of such electronic filing on this 20th of January, 2010, to:

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